

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

PATENT APPLICATION  
ATTORNEY DOCKET NO. 10020169-3

17707 U.S. PTO



030104

IN THE  
U.S. PATENT AND TRADEMARK OFFICE

22390 U.S. PTO  
10/791000  
030104

Anticipated Classification of this application:

Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior application:

Examiner: Petrovsek, Daniel J.

Art Unit: 2874

"Express Mail" label no.: EV269255059US

Date of Deposit: 03-01-04

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

By Evelyn Sanders

Typed Name: Evelyn Sanders

COMMISSIONER FOR PATENTS  
PO Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a

( ) continuation application of:

(X) divisional application of:

Pending Prior Application

Application Serial No. 10/109,464 filed 03/28/2002

Title METHOD, APPARATUS AND SYSTEM FOR ALIGNING AN OPTICAL FIBER END WITH AN OPTICAL WAVEGUIDE

Name of applicant(s) William P. Kennedy, Amanda J. Price, Wallace J. Lannen, John B. Medberry

Copy of Application

- (X) Enclosed is a copy of the prior application, including the drawings.  
( ) Enclosed is a new specification, including new drawings.

Oath or Declaration

- (X) Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).  
( ) Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- ( ) Foreign priority under 35 U.S.C. 119 has been claimed in prior application Serial No. \_\_\_\_\_  
filed on \_\_\_\_\_ in \_\_\_\_\_  
( ) The certified copy has been filed in prior application Serial No. \_\_\_\_\_  
filed \_\_\_\_\_  
( ) A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

This is a ( ) continuation (X) divisional of copending application Serial No. 10/109,464  
filed on 03/28/2002, the entire disclosure of which is incorporated into this application by  
reference.

(X) The above priority information is also recited in the enclosed Preliminary Amendment.

Inventorship Statement

- ( ) Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

(X) Recognize as Associate Attorney or Agent Glenn W. Brown

Registration No. 51,310

(X) authorization is hereby granted by signature below of the Attorney or Agent of record

( ) the Associate Attorney or Agent shall not have the authority to appoint other Attorneys or Agents

Communications

(X) Address all future communications to:

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

Direct telephone calls to:

**Glenn W. Brown**  
**(770) 933-9500**

Fee Calculation

(X) The filing fee calculated below is for an (X) Utility ( ) Design application, and based on the claims remaining after entry of the enclosed Preliminary Amendment.

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	20 — 20	0	X \$18	\$ 0
INDEPENDENT CLAIMS	2 — 3	0	X \$86	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$290	\$ 0
BASIC FEE: Design ( \$340.00 ); Utility ( \$770.00 )				\$ 770
TOTAL FILING FEE				\$ 770
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 770

Charge \$ 770 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,  
**William P. Kennedy et al.**

By Glenn W. Brown  
**Glenn W. Brown**  
Attorney/Agent for Applicant(s)  
Reg. No. **51,310**

Date: 03/01/04

Telephone No.: (770) 933-9500

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: **William P. Kennedy et al.**

For: **Method, Apparatus and System for Aligning an Optical Fiber End With an Optical Waveguide**

**CERTIFICATE OF EXPRESS MAIL**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

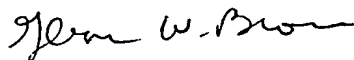
Enclosed for filing in the above case are the following documents:

Return Postcard;  
Request for a Continuing Application Under 37 CFR 1.53(b) (2  
copies);  
Preliminary Amendments (2);  
Declaration and Power of Attorney;  
Utility Patent Application (Divisional) Consisting Of:  
14 Pages of Specification  
7 Pages of Claims  
1 Page of Abstract  
5 Pages of Formal Drawings (Figs 1-5).

Further, the Commissioner is authorized to charge Deposit Account No. 50-1078 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 50-1078.

Respectfully submitted,

**Glenn W. Brown, Reg. No. 51, 310**



**THOMAS, KAYDEN, HORSTEMEYER  
& RISLEY, L.L.P.**  
100 Galleria Parkway, N.W.  
Suite 1750  
Atlanta, Georgia 30339-5948

Our Docket No: **10020169-3**

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I hereby certify that all correspondence listed above are being deposited for delivery to the above addressee, with the United States Postal Service "**EXPRESS MAIL POST OFFICE TO ADDRESSEE**" service under 37 CFR §1.10 on the date indicated below:  
The envelope has been given U.S. Postal Service "Express Mail Post Office To Addressee" Package # **EV269255059US**.

Date: 03-01-04

  
**Evelyn Sanders**